

1 Morgan W. Tovey (SBN 136242)
2 William Ross Overend (SBN 180209)
REED SMITH LLP
2 Two Embarcadero Center, Suite 2000
3 San Francisco, CA 94111-3922

4 **Mailing Address:**
5 P.O. Box 7936
San Francisco, CA 94120-7936

6 Telephone: 415.543.8700
7 Facsimile: 415.391.8269

8 Bradford P. Lyerla (*pro hac vice*)
9 Kevin D. Hogg (*pro hac vice*)
Jeffrey H. Dean (*pro hac vice*)
Andrew D. Raymond (*pro hac vice pending*)
Gregory E. Stanton (*pro hac vice pending*)
10 MARSHALL, GERSTEIN & BORUN LLP
6300 Sears Tower
11 233 South Wacker Drive
Chicago, IL 60606-6357
12 Telephone: 312.474.6300
Facsimile: 312.474.0448

13 Attorneys for Defendant
14 Charter Communications, Inc.

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

18
19 IN RE ACACIA MEDIA
20 TECHNOLOGIES CORPORATION,
21
22

No.: 05 CV 01114 JW (HRL)
MDL No. 1665
Specific Case No. 05-CV-01565 JW

PROOF OF SERVICE

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed in the office of a member of the bar of this court at whose direction the service was made. My business address is REED SMITH LLP, Two Embarcadero Center, Suite 2000, San Francisco, CA 94111. On July 12, 2006, I served the following document(s) by the method indicated below:

**1. NOTICE OF SUBSTITUTION OF COUNSEL BY BLOCK
COMMUNICATIONS, INC. AND [PROPOSED] ORDER**

- by transmitting via facsimile on this date the document(s) listed above to the fax number(s) set forth below. The transmission was completed before 5:00 p.m. and was reported complete and without error. The transmission report was properly issued by the transmitting fax machine. Service by fax was made by agreement of the parties, confirmed in writing.
 - by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.
 - by placing the document(s) listed above in a sealed envelope(s) and by causing personal delivery of the envelope(s) to the person(s) at the address(es) set forth below. A signed proof of service by the process server or delivery service will be filed shortly.
 - by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
 - by placing the document(s) listed above in a sealed envelope(s) and consigning it to an express mail service for guaranteed delivery on the next business day following the date of consignment to the address(es) set forth below. A copy of the consignment slip is attached to this proof of service.

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the United States that the above is true and correct. Executed on July 12, 2006, at San Francisco, California.

Richard Allen

Richard Allen

SERVICE LIST

1
2 Mark D. Schneider
3 Gifford, Krass, Groh, Sprinkle, Anderson and
4 Citkowski
5 280 N. Old Woodward Avenue, Suite 400
6 Birmingham, Michigan 48009-5394
Counsellor:
7 *Askcs.com Inc.*

8
9 David C. Doyle
10 Morrison & Foerster LLP
11 3811 Valley Centre Dr., Suite 500
12 San Diego, California 92130
Counsel for:
13 *Echostar Technologies Corporation*

14
15 Rebecca Anne Bortolotti
16 John Christopher Reich
17 Albert L. Underhill
18 Merchant & Gould
19 80 S. 8th Street, Suite 3200
20 Minneapolis, Minnesota 55402
Counsel for:
21 *Arvig Communications Systems; Cannon Valley*
22 *Communications, Inc.; Loretel Cablevision; Mid-*
23 *Continent Media, Inc.; Savage Communications,*
24 *Inc.; Sjoberg's Cablevision, Inc.; US Cable*
25 *Holdings LP*

26 Troy Blinn Forderman
27 George Chun Chen
28 Bryan Cave LLP
29 2 N. Central Avenue, Suite 2200
30 Phoenix, Arizona 85004-4406
Counsel for:
31 *Cable System Service Inc.*

32 Clay K. Keller
33 Buckingham, Doolittle & Burroughs
34 50 South Main Street
35 Akron, Ohio 44308
Counsellor:
36 *Nelsonville TV Cable, Inc.*

37 Christopher B. Fagan
38 Fay Sharpe Fagan Minnich & McKee
39 1100 Superior Avenue, Seventh Floor
40 Cleveland, Ohio 44114-2518

41 **Counsellor:**
42 *Armstrong Group; East Cleveland TV and*
43 *Communications LLC; Massillon Cable TV,*
44 *Inc.; Wide Open West, LLC*

45 C. Mark Kittredge
46 Perkins Coie Brown & Bain PA
47 P.O. Box 400
48 Phoenix, Arizona 85001-0400
Counsel for:
49 *Cable One Inc.*

50 Gregory T. Spalj
51 Fabyanske Westra & Hart PA
52 800 LaSalle Avenue, Suite 1900
53 Minneapolis, Minnesota 55402
Counsel for:
54 *Cable System Service, Inc.*

55 Fritz Byers
56 824 Spitzer Bulding
57 520 Madison Avenue
58 Toledo, Ohio 43604
Counsellor:
59 *Block Communications, Inc.*

60 Melissa G. Ferrario
61 Barry S. Goldsmith
62 Gary H. Nunes
63 Womble Carlyle Sandridge & Rice
64 8065 Leesburg Pike, Fourth Floor
65 Tysons Corner, VA 22182
Counsellor:
66 *Nelsonville TV Cable, Inc.*

67 Stephen S. Korniczkky
68 James V. Fazio
69 Paul Hastings Janofsky & Walker LLP
70 3579 Valley Centre Drive
71 San Diego, CA 92130
Counsellor:
72 *Cebridge Connections*

1 Jay R. Campbell
2 Mark C. Johnson
Renner Otto Boisselle & Sklar LLP
Keith Bldg.
3 1621 Euclid Avenue
19th Floor
4 Cleveland, OH 44115

Martin P. Michael
Sonnenschein Nath & Rosenthal
1221 Avenue of the Americas
New York, NY 10020

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28